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January 23, 2020

VIA ECF

Hon. John G. Koeltl  
United States District Court Judge  
United States Courthouse  
500 Pearl Street  
New York, NY 10007

Re: *Dr. J. David Golub v. Berdon, LLP*  
Case No. 19-cv-10309 (JGK)

Dear Judge Koeltl:

This firm represents Berdon LLP, the defendant in the above-referenced action. We write to request an adjournment of the pretrial conference currently scheduled to take place before Your Honor on February 10, 2020 at 2:30 p.m. In the alternative, we respectfully suggest the alternative dates of February 7, 11, 13, 14 or 18

We make this request because counsel for Defendant have been ordered to appear at a settlement conference on an unrelated matter venued in Nassau County on the same day and time. We note as well, however, that, as of the date of this letter, Mr. Golub has yet to serve the Complaint upon the Defendant.

Separately, the Court referred the Parties to mediation in its Order dated January 8, 2020. Plaintiff was provided 14 days – until Wednesday, January 22 – to state any objection he might have to the Court's referral. That time has now expired without Plaintiff having voiced any such objection. Ordinarily, the undersigned would reach out to opposing counsel to discuss the manner in which the Parties might move forward. Given Plaintiff's *pro bono* status, however, we are unsure how to proceed. We therefore seek the Court's direction.

We thank the Court for its consideration.

Respectfully submitted,

TARTER KRINSKY & DROGIN LLP  
Attorneys for Defendant

By:

Jonathan S. Hershberg

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ADJOURNED TO FEBRUARY,  
FEBRUARY 11, 2020,  
AT 3:00PM

SO ORDERED,

1/24/20. *[Signature]*  
✓ 5 0 0

Copy mailed to pro se party(ies)  
at docket address